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Leg

OGC-88-53396
14 December 1988

MEMORANDUM FOR: Deputy Director for Legislation,
Office of Congressional Affairs

FROM:


Deputy General Counsel for
Administrative Support

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SUBJECT: Draft 1990 Intelligence Authorization Bill

1. We have comments on two of the provisions in the draft
Bill:

--with respect to section 402 we would note that enactment of this amendment could under certain circumstances tend to reduce somewhat the Agency's flexibility in handling problem employee cases where a CIARDS annuity is involved. The discrepancy between CIARDS and CSRS in this particular area has existed for a long time; is there a reason for addressing the perceived problem now?

--with respect to section 506 we would note that the first of the proposed amendments would not achieve the result promised by the explanation. In fact, this amendment would, in our view, weaken rather than strengthen the Identities Act. The explanation says that the amendment would affect "DOD personnel, both military and civilian" but the amendment affects a phrase that modifies the words "or a member of the Armed Forces" i.e., military personnel. Furthermore, by striking "assigned to duty with" the amendment would remove from the Identities Act's protection a larger and more important group of people than that encompassed by the proposed substitution. We have no objection to the other two proposed amendments in this section.


STAT